

DECLARATORY RESOLUTION
NUMBER 749 - 1943

For the vacation of Graeter Street from the west property line of Catalpa Street to the east property line of Morris St.; also for the vacation of Johnson Street from the west property line of Catalpa St. to the E. prop. line of Morris St; also for the vacation of the alley bet. Graeter St. and Johnson St. from the W. prop. line of Catalpa St. to the E. prop. line of Johnson Street.

ADOPTED: Thurs. August 12, 1943,
7:30 P.M.

NOT. PROP. OWNERS:

August 14th-21st, 1943

HEARING: Thurs. Sept. 2, 1943,
7:30 P. M.

CONFIRMATION TAKEN UNDER ADVISEMENT

Thurs. Sept. 2, 1943 until

Thurs. Sept. 9th, 1943, 7:30 P.M.

" " " " TAKEN UNDER

FURTHER ADVISEMENT UNTIL

Thurs. Sept. 16, 1943, 7:30 P.M.

CONFIRMED AS AMENDED: Thursday,
Sept. 16, 1943, 7:30 P. M. and
assessment roll ordered:

Last line of 1st paragraph amended
to read as follows:

From the west property line of
Catalpa Street to the east property
line of Morris Street.

Last line of 2nd paragraph amended
to read as follows:

From the west property line of
Catalpa Street to the east property
line of Morris Street.

Paragraph 6 AMENDED to read as
follows:

The vacation of Graeter Street as
aboved described shall be subject
to an easement for the use of the
City of Fort Wayne for sewer pur-
poses over the south thirty (30')
feet of the portion of Graeter St.
being vacated by this resolution.

ASSESSMENT ROLL APPROVED: (AS
"AMENDED") Sept, 21, 1943

NOTICES SERVED: Thurs. Sept. 23, 1943

ASSESSMENT ROLL CONFIRMED (AS "AMENDED")
October 7, 1943, 7:30 P.M.

DECLARATORY RESOLUTION NUMBER 749-1943.

For the vacation of Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Johnson Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to vacate Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Johnson Street.

All as shown by a plan of such proposed street and alley vacations as above described now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said vacation as above described shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed street and alley vacations as above described is described as all lots and lands abutting said streets and alley proposed to be vacated.

The vacation of Graeter Street as above described shall be subject to an easement for the use of the City of Fort Wayne to maintain the existing sewer therein located.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per centum per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property, or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages, except for such monies as shall have been actually received by the City from the assessments for such property damages or such monies as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

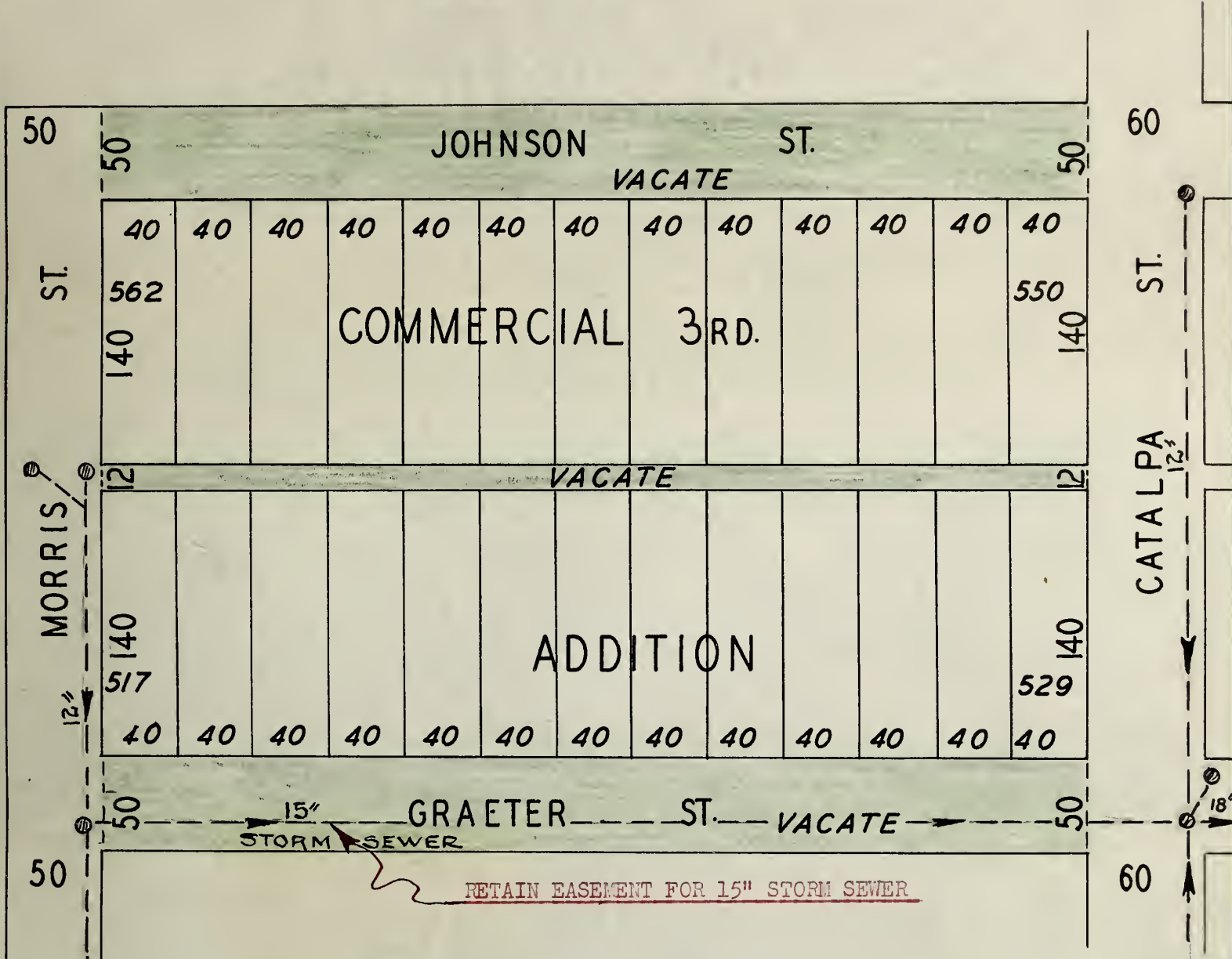
All of said streets and alleys and lots and lands affected by the above described street and alley vacations being situated in the Northeast Quarter of Section Nine (9), Township Thirty (30) North, Range Twelve (12) East, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

Adopted this 12th day of August, 1943.

Attest:

Charles F. Wess
Secretary.

Robert L. Planno
David Lewis
John H. Johnson
Board of Public Works.



PLAN FOR THE VACATION OF GRAETER STREET FROM CATALPA STREET TO MORRIS STREET; ALSO JOHNSON STREET FROM CATALPA STREET TO MORRIS STREET; ALSO THE ALLEY BETWEEN GRAETER STREET AND JOHNSON STREET FROM CATALPA STREET TO MORRIS STREET.

DECLARATORY RESOLUTION NO. 749-1943



OFFICE OF
BOARD OF PUBLIC WORKS

July 15, 1943

FORT WAYNE, INDIANA

Mr. Chauncey R. McAnlis
City Engineer
City of Fort Wayne, Indiana

749
Dec Res ~~749~~

Dear Sir:

You are hereby instructed to prepare plans for the vacation of the following streets and alleys, to-wit:

Graeter Street from the East Line of Morris Street to the West Line of Catalpa Street.

Johnson Street from the East Line of Morris Street to the West Line of Catalpa Street.

Alley between Graeter Street and Johnson Street from the East Line of Morris Street to the West Line of Catalpa Street.

Yours truly,

ATTEST:

C. F. Hess
SECRETARY

David Lewis
John H. Johnson
BOARD OF PUBLIC WORKS

F O R T



POWER PLANT



SEWAGE TREATMENT PLANT



FILTRATION PLANT

CITY of FORT WAYNE

FORT WAYNE, 2
INDIANA

July 14, 1943

WALTER E. HELMKE
CITY ATTORNEY
415-17 STANDARD BLDG.

LLOYD S. HARTZLER
ASSISTANT CITY ATTORNEY
206-208 DIME BANK BLDG.

FRANK M. HOGAN
ASSISTANT CITY ATTORNEY
917 CITIZENS TRUST BLDG.

Board of Public Works
City Hall
Fort Wayne, 2, Indiana

Attn: Robert G. Beams, Chairman

Dear Mr. Beams:

Enclosed herewith find petition of The Housing Authority of the City of Fort Wayne, Indiana, for the vacation of certain streets and an alley which adjoin the Housing Authority property in the Rolling Mill District.

If there are any further questions or data required, either call me or Mr. John Essig.

Sincerely yours,

WALTER E. HELMKE

WEH:JM
encl: 1

It is moved, seconded, and carried that Declaratory Resolution No. 742-1942, passed and adopted on the 12th day of August, 1942, be amended to read as follows:

A RESOLUTION for the vacation of Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to vacate Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street.

All as shown by a plan of such proposed street and alley vacations as above described now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said vacation as above described shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed street and alley vacations as above described is described as all lots and lands abutting said streets and alley proposed to be vacated.

The vacation of Graeter Street as above described shall be subject to an easement for the use of the City of Fort Wayne for sewer purposes over the south thirty (30') feet of the portion of Graeter Street being vacated by this resolution.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereto, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per centum per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property, or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages, except for such monies as shall have been actually

received by the City from the assessments for such property, damages or such monies as said City is by the said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said streets and alleys and lots and lands affected by the above described street and alley vacations being situated in the Northeast Quarter of Section Nine (9), Township Thirty (30) North, Range Twelve (12) East, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

Amended this 16th day of September, 1943.

Daniel Lewis

Gov. H. Johnson

Board of Public Works

Attest:

Char. F. Hess
Secretary

Secretary

NO. _____

IN THE _____ COURT

OF _____ COUNTY

VS.

LLOYD S. HARTZLER, ATTORNEY
206 DIME BANK BUILDING
FORT WAYNE, INDIANA
A-6391

LLOYD S. HARTZLER
FORT WAYNE, INDIANA

July 14, 1943

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE
FORT WAYNE, INDIANA

P E T I T I O N

Gentlemen:

The undersigned, The Housing Authority of the City of Fort Wayne, Indiana, respectfully petitions your Honorable Board to vacate the following streets and alleys, to-wit:

Graeter Street from the East Line of Morris Street to the West Line of Catalpa Street.

Johnson Street from the East Line of Morris Street to the West Line of Catalpa Street.

Alley between Graeter Street and Johnson Street from the East Line of Morris Street to the West Line of Catalpa Street.

The vacation of the aforementioned streets and alleys is necessary in connection with Housing Projects IND. 3-2.

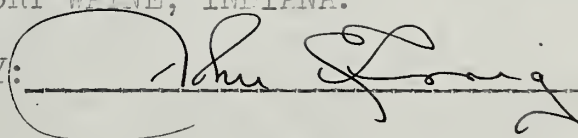
The Housing Authority owns all of the lots which adjoin these respective streets and alleys except Lots 550 to 562, both inclusive, Third Commercial Addition, which are now owned by the Indiana Service Corporation.

We would appreciate it very much if you would vacate these streets and alleys as soon as possible.

Sincerely yours,

THE HOUSING AUTHORITY OF THE CITY OF
FORT WAYNE, INDIANA.

BY:

A handwritten signature in dark ink, appearing to read "John Long", is written over a horizontal line. The signature is fluid and cursive.

Notice to Property Owners

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 12th day of August, 1943, the said Board deeming it necessary to make certain public improvements, adopted the following Declaratory Resolution:

Declaratory Resolution Number 749-1943

For the vacation of Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Johnson Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to vacate Graeter Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also to vacate the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Johnson Street.

All as shown by a plan of such proposed street and alley vacations as above described now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said vacation as above described shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed street and alley vacations as above described is described as all lots and lands abutting said streets and alley proposed to be vacated.

The vacation of Graeter Street as above described shall be subject to an easement for the use of the City of Fort Wayne to maintain the existing sewer therein located.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per centum per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property, or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages, except for such monies as shall have been actually received by the City from the assessments for such property damages or such monies as said City is by improvement, assessment and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said streets and alleys and lots and lands affected by the above described street and alley vacations being situated in the Northeast Quarter of Section Nine (9), Township Thirty (30) North, Range Twelve (12) East, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

The Board of Public Works has fixed Thursday, the 2nd day of September, 1943, as a date on which remonstrances will be heard and considered from persons interested or affected thereby and on said day at 7:30 o'clock P.M., the Board will meet at its office for the purpose of taking final action thereon.

ROBERT G. REAMS,

DAVID LEWIS,

JOHN H. JOHNSON,

Board of Public Works.

Attest: CHAS. F. HESS,

Secretary.

8-14-21.

Fort Wayne, Ind., August 1943 194

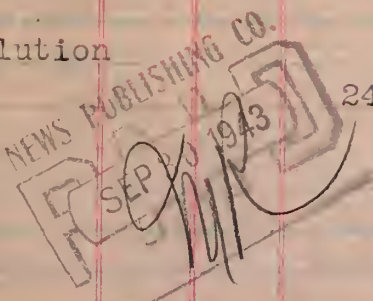
CITY OF FORT WAYNE, INDIANA

Board of Public Works

To **NEWS PUBLISHING CO.** Dr.

PUBLISHERS
NEWS-SENTINEL

Barr and Washington

DAY	INCHES	LINES	AMOUNT	TOTAL
Publishing 9				
Notice to Property Owners				
Declaratory Resolution				
No. 749-1943			24 30	24 30
8/14-21				
BY 				

Ind 3-2

Fort Wayne, Ind.,

193

Board of Public Works

To **Journal-Gazette Company**

Publishers of

The Daily and Sunday Journal-Gazette

Aug 14-21

No. to property owners

24 75

Dec Res 749

SEP 30 1913

ID

JOURNAL-GAZETTE CO.

[Signature]



OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

Mr. Essig:

Bring these receipted bills, or checks to cover the same, made out to the News and Journal, to the Board of Works Office either the night of the hearing on the confirmation of the assessment roll, Thursday, October 7, 1943 at 7:30 P. M., or before. The Board will not confirm until paid.

Helen Sweet.

Department of Public Works

Office of the Board: Room No. 2, City Hall

September 22, 1943

Fort Wayne, Ind., 192.....

Housing Authority of Fort Wayne

1825 Morris Street

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account the vacation of Graeter Street from the west property line of Catalpa Street

to the east property line of Morris Steet, also for the vacation of Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street; also for the vacation of the alley between Graeter Street and Johnson Street from the west property line of Catalpa Street to the east property line of Morris Street

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

Lots 504 to 529, inclusive, Commercial 3rd Addition;

Amount of Benefits - \$ 1.00

Amount of Damages - \$ 1.00

All in pursuance to Declaratory Resolution No. 749-1943, adopted by the Board of Public Works of said City, on the 12th day of August, 1943, as amended September 16, 1943, 192....., authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 7:30 o'clock P. M., on the 7th day of October, 1943, 192....., for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

By *Chas. F. Hess*
SECY DEPT. OF PUBLIC WORKS
Secretary.

NOTICE

OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against.....

Account.....

Served on.....

by reading and leaving a copy at

No..... Street

on the.....day of....., 19.....

Served by.....

